Allowance" then it will still be a simple matter to edit the claims for presentation to the PLO issuance branch by the simple use of scissors.

2. Summary

The present amendment and remarks have addressed the Requirement for Restriction Under Rule 121 set forth in the Office Action. No new subject matter has been introduced by the present amendment.

In consideration of the preceding amendment and accompanying remarks, the present application is deemed in condition for substantive examination. The timely action of the Examiner to that end is earnestly solicited.

Applicant's undersigned attorney is at the Examiner's disposal should the Examiner wish to discuss any matter which might expedite prosecution of this case.

Sincerely yours,

William C. Fuess

Registration Number 30,054

[X] Attorney of Record

[] Filed Under 37 CFR §1.34(a)

William C. Frien

William C. Fuess FUESS & DAVIDENAS Attorneys at Law 10951 Sorrento Valley Road

Suite II-G

San Diego, California 92121-1613

Telephone: (858) 452-8293 (858) 452-6035 Facsimile: E-mail: fuess@pacbell.net

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on the date written below.

October 15, 2002 Date

William C. Fuess Typed Name of Person

Mailing Correspondence Correspondence

Signature of Person Mailing